

PLAYANO SALINAN FAMILY GROUP

COMMENTS AND CONCERNS

JULY 12, 2000 Meeting with Duke



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1. The SLOCCC cannot, and does not, represent any Salinan people or their concerns.
2. Mr. Mark Vigil has not, and cannot, represent the interests of Salinan people.
3. Mr. Vigil has not yet validated his Chumash identity, nor has he identified any others members of the SLOCCC.
4. Mr. Vigil and Ms. Collins have misrepresented themselves, their overall purpose, and the membership of the SLOCCC.
5. Mr. Parker too has misrepresented himself, manipulated facts, and distorted scientific data. His archaeological methods are crude and destructive of resources. His pseudoscientific philosophy is both materialistic and egocentric, and he disregards alternative ideas and opinions.
6. Which cultural groups have legitimate concerns about Morro Rock and Morro Bay?
7. Which culture group is most important? Why?
8. Can the SLOCCC identify any ethnological Chumash affiliation with Morro Rock?
9. Can the SLOCCC identify any other Native American ethnological affiliations with Morro Rock or Morro Bay?

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(Cover Sheet)

To: Ms Rae C. Lewis  
California Energy Commission  
From: Patii Dunton, PSHS

Here is a copy of the comments and concerns of the Playano Salinan People are gave to Duke Energy at a meeting with them on July 12, 2000. Copies were also given to the Morro Bay City Council.

Please forward to the commissioner handling the Cultural Resource part of Duke's application for the Morro Bay Power Plant.

Thanks

Review of Duke Energies Application  
Cultural Resources Sections 6.7 to 6.7-16

In paragraph one of section 6.7 Duke begins with how over the years that during normal Operating activities that much of the site has already been disturbed. Because of this, they expect minimal disturbance from project related activities. By no means will **NORMAL** operating activities be happening during the duration of this project. So how can they Say minimal disturbance is expected?

Nothing of this magnitude has happened to the proposed project area for over fifty years When the Army Corp. of Engineers plowed through parts of CA-SLO-16 and CA- SLO-239 Of our ancient burial grounds (**also known as the project area**), to create a wharf known as the Embarcadero and Coleman Drive.

Also they talk about special design features that will assure cultural resources will be protected. Unless this special design has the new Power Plant hovering above the ground. They can't really assure anything.

Also in this section how can they guarantee that when affects do happen to cultural resources. That the archaeologists and native people who signed an MOA with Duke will be prompt and respectful.

In paragraph two of section 6.7 Duke fails to mention that there are also two educational facilities in the MBPP area.

In paragraph four section 6.7 Duke also fails to provide a resume for Mr. Mark Vigil, the monitor used in the second part of the cultural resources analysis, as Mrs. Odom did in Appendix 6.7-1 for the first study done by them. Duke must be positive they are using consultants and monitors indigenous to the project area, by demanding a family lineage and resumes from all Native Americans involved with the project. And by signing an MOA With anyone other than the most documented likely descendants would make any such MOA invalid.

Quotes in the beneficial aspect section 6.7. Seems to only benefit Duke Energy and the SLOCCC. Again Duke must work with local indigenous people to make sure their interests are protected. Any MOA made with any other group can not guarantee protection of the cultural resources. Were the right monitors used for the surface and subsurface testing? What Native Americans should be part of any cultural resource team?

Duke Energy needs to keep the Playano Salinan People informed of upcoming plans for the site and updated information related to the project. Some of the land associated with the project, are undisturbed. Just having a good understanding of the area doesn't make Duke an expert of the indigenous people or their cultures. Also an easement should proceed to protect cultural resources if Duke moves forward with the project or not.

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#### 6.7.1 EXISTING CONDITIONS

I believe the contents of the confidential technical reports are incomplete, as they do not include all the prehistory and history of the people of the area.

##### 6.7.1.1 PROJECT AREA

Duke fails to mention that the project site area sits in one of the most spiritual places of the Playano Salinan people. Le Sap Mo or Morro Rock is our power place as our legends tell us. Also a lot of the project boundary area is still undeveloped.

##### 6.7.1.2.1 LITERATURE AND RECORD SEARCH

It does not surprise me that no surface material showed up in some of the archaeological investigations. In the project site area and surrounding areas looting has been done for over One hundred years. Also I believe other investigations were not mentioned. One being a report done in April 2000 by Mr. Parker. Concerning cultural resource damage done to CA-SLO-16, which is part of the Duke Energy property. This report should prove the City of Morro Bay has no respect for cultural resources and the protection of them. I would be glad to send a copy of this report to the CEC on request.

##### 6.7.1.2.2 FIELD INVESTIGATIONS

**Field Surface Survey:** Again It dose not surprise me if a lot was not found on the surface for reasons I mentioned above. Also I believe the entire Project Boundary area should have been surveyed for cultural resources. Figure 6.7.2, section 6.7-8 shows that it was not done.

**Field Subsurface Survey:** Subsurface testing should be done in the sensitive areas of highest impact. Not just the perimeter as shown in figure 6.7.1, section 6.7-5.

##### 6.7.1.3 ETHNOGRAPHY, PREHISTORY AND HISTORY

Duke leaves out the prehistoric history of the Playano Salinan people who were here before European contact and whose language also originated from the Hokan language family. The Playano people have written documentations that prove this. And I can provide them to the CEC upon request.

##### 6.7.1.4 EXISTING CULTURAL RESOURCES IN THE STUDY AREA

Again surface material has been looted for over One hundred years. What is under these drainage spoil?, that's what is important. The Navy also used material from CA-SLO-16 and CA-SLO-239 to make the Embarcadero and Coleman drive areas. Again not all of the boundary areas were tested.

##### 6.7.1.4.1 DESCRIPTION

CA-SLO-239 was a marine terrace that gently met the bay it was plowed through and leveled to create the Navy Base and the Embarcadero. CA-SLO-16 was also disturbed during this time and is definitely in the project boundary area. Recent damage was done to this site by the City of Morro Bay back in April of 2000. Artifacts from both of these sites were spread out as these areas were impacted by intruders, and can be found out of their original context.

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#### 6.7.1.4.2 SIGNIFICANCE OF EXISTING CULTURAL RESOURCES

I differ with Mr. Parker in this section. I believe any existing cultural resources no matter what the size is of great significance

#### 6.7.1.5 NATIVE AMERICAN CONSULTATION

Duke should have got an update from the Native American Heritage Commission for this New application. Both CA-SLO-16 and CA-SLO-239 are now entered into the Sacred Lands File and should have been included in this section. Also in their original application John Burch a Playano Salinan was the only one to respond with cultural resource concerns. I disagree when the Salinan people are referred to as the contemporary natives of the area. Duke should have had any Native Americans interested in entering into an MOA with them provide proper documentations to ensure the proper people are caring for the cultural deposits and ancestral remains. Also to ensure that their concerns will be protected.

#### 6.7.2 IMPACTS

State Standards for data recovery should also be done. What are these Standards Mr. Parker is quoting and is he meeting them?

##### 6.7.2.1 CONSTRUCTION IMPACTS

Missing in this section is a map of all off site staging areas. These areas may also contain cultural resources as Morro Bay is one giant Native American site.

##### 6.7.2.2 OPERATIONS AND MAINTAINANCE IMPACTS

Quote should read mitigation and participation.

##### 6.7.2.3 CUMULATIVE IMPACTS

They might not effect on site cultural material. But as a direct effect of the project off site Cultural material may be destroyed.

##### 6.7.2.4 PROJECT DESIGN FEATURES

Duke can only say cultural resources are not expected to be damaged, but they can't guarantee it. The CEC has yet to determine that the SLOCCC are the best qualified to be part of any Cultural Resource Team. Also are the SLOCCC qualified to do training of Playano Salinan cultural? When remains show up the coroner is first called, he contacts the NAHC who will appoint an MLD who will mitigate measures to be implemented. Not the archaeologist unless asked to do so by the MLD. Other areas around the project area should also be included in off limit areas to be careful of. Again Duke fails to provide the necessary documentations to prove that the archaeologist and monitors they have chosen are the best qualified for this project. Also all areas where soils will be redeposited should be tested for subsurface cultural deposits that could be impacted.

#### 6.7.3 MITIGATION MEASURES

Until a Phase II archaeology study has been done how can they say no mitigation measures are required.

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6.7.4 SIGNIFICANT UNAVOIDABLE ADVERSE IMPACTS

If people with no tie to this land are left to identify, recover and treat cultural resources during all phases of this project than a lot of adverse impacts can and will occur.

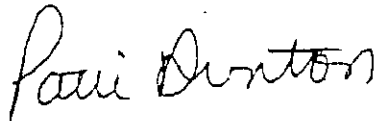
6.7.5 LAWS, ORDINANCES, REGULATIONS AND STANDARDS

Also the archaeologist working on the project should meet State Standards.

6.7.6 REFERENCES

There are many more references that should have been included in this section of the application. Duke should not make determinations based on the opinion of one man. Any MOA between the SLOCCC has no legal binding with the Playano Salinan People.

Thank you for considering our comments,



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